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                 UNITED STATES DISTRICT COURT
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                CENTRAL DISTRICT OF CALIFORNIA
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                          WESTERN DIVISION
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   RICHARD GREG POMARES,
                                  ) No. CV 08-08237-MMM (VBK)
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                  Petitioner,
                                  ) ORDER FOR SUMMARY DISMISSAL
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        v.
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   LINDA SANDERS, et al.,
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                  Respondents.
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            December 15, 2008, Richard Greg Pomares (hereinafter
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   "Petitioner") initiated this action, pro se, by filing a "Petition for
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   Writ of Habeas Corpus by a Person in Federal Custody," pursuant to 28
   U.S.C. §2241.
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        On December 18, 2008, Petitioner filed correspondence wherein
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   Petitioner notified this Court that he wished to have the Petition
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   voluntarily dismissed.
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Pursuant to Fed.R.Civ.P. 41(a)(2), Petitioner's habeas petition is hereby dismissed without prejudice. IT IS THEREFORE ORDERED that this Petition is hereby dismissed without prejudice. DATED: January 13, 2009 HONORABLE MARGARET M. MORROW UNITED STATES DISTRICT JUDGE Presented this 30th day of December 2008 by: /s/ VICTOR B. KENTON UNITED STATES MAGISTRATE JUDGE